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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 IN RE: LCD (FLAT PANEL) ANTITRUST
15 LITIGATION

16 This Document Relates to:

17 ATS Claim, LLC v. Epson Electronics
America, Inc., et al., Case No. 09-cv-1115

18 AT&T Mobility LLC et al v. AU Optronics
Corporation et al., Case No. 09-cv-4997

20 Best Buy Co., Inc., et al. v. AU Optronics
Corporation et al. Case No. 10-cv-4572

21 Costco Wholesale Corporation v. AU
Optronics Corporation, et al., Case
No. 11-cv-0058

23 Dell Inc. et al. v. Sharp Corporation et al., Case
No. 10-cv-1064

25 Eastman Kodak Company v. Epson Imaging
Devices Corporation et al., Case No.
10-cv-5452

Master File No. 3:07-md-1827 SI
MDL No. 1827
Case No. 09-cv-1115
Case No. 09-cv-4997
Case No. 10-cv-4572
Case No. 11-cv-0058
Case No. 10-cv-1064
Case No. 10-cv-5452
Case No. 10-cv-0117
Case No. 09-cv-5840
Case No. 09-cv-5609
Case No. 10-cv-4945
Case No. 10-cv-3205
Case No. 10-cv-3619
Case No. 10-cv-3517

**STIPULATION REGARDING
DISCOVERY AS TO THE
AUTHENTICITY OF DOCUMENTS
AND THEIR STATUS AS “BUSINESS
RECORDS”**

1 Electrograph Systems, Inc., et al. v. Epson
2 Imaging Devices Corp., et al., Case No.
2 10-cv-0117

3 Motorola, Inc. v. AU Optronics Corporation et
4 al., Case No. 09-cv-5840

5 Nokia Corporation, et al v. AU Optronics
5 Corporation et al., Case No. 09-cv-5609

6 Target Corp. et al. v. AU Optronics
7 Corporation et al., Case No. 10-cv-4945

7 TracFone Wireless, Inc. v. AU Optronics
8 Corporation et al., Case No. 10-cv-3205

9 State of Missouri, et al. v. AU Optronics
10 Corporation et al., Case No. 10-cv-3619
11 State of Florida v. AU Optronics Corporation
11 et al., Case No. 10-cv-3517

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1 WHEREAS, the parties wish to cooperate in developing an efficient means of addressing
2 the authenticity and status as business records of documents in the Direct Action Plaintiff and
3 Attorney General cases referenced above;

4 WHEREAS, the parties also wish to avoid the costs and burdens of discovery requests and
5 depositions necessary to establish the authenticity and status as business records of documents,
6 and with that end in mind, the parties are negotiating in good faith a stipulation regarding the
7 authenticity and status as business records of documents for use in the Direct Action Plaintiff and
8 Attorney General cases referenced above;

9 WHEREAS, the Court has set a fact discovery cut-off applicable to the Direct Action
10 Plaintiff and Attorney General cases referenced above of December 8, 2011;

11 WHEREAS, given the number of parties and documents the parties contemplate they will
12 need additional time to agree on the terms of a stipulation regarding the authenticity and status as
13 business records of documents for use in the Direct Action Plaintiff and Attorney General cases
14 referenced above;

15 NOW THEREFORE, IT IS HEREBY STIPULATED by the undersigned counsel on
16 behalf of the parties identified below (the "Stipulating Parties"), that in the event the parties are
17 unable to agree on a stipulation regarding the authenticity and status as business records of
18 documents for use in the Direct Action Plaintiff and Attorney General cases, referenced above, or
19 if the parties are unable to agree on the authenticity and status as business records of individual
20 documents, the Stipulating Parties may, nonetheless, proceed with discovery related to the
21 authentication and status as business records of documents for use in the foregoing actions
22 beyond the date currently set for the close of fact discovery. This stipulation does not extend the
23 discovery cut-off for any other discovery proceedings.

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ORDER

Pursuant to the parties' stipulation, IT IS SO ORDERED.

Dated: 11/4/11

Susan Mleton

HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Derek Foran, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: November 3, 2011

By: /s/ Derek F. Foran

Derek F. Foran